



**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

CONCORD MUSIC GROUP, INC. ET AL.,

Plaintiffs,

v.

X CORP., D/B/A TWITTER,

Defendant.

Case No. 3:23-cv-00606  
District Judge Aleta A. Trauger

**PLAINTIFFS' MOTION FOR LEAVE TO FILE A SHORT SUR-REPLY IN  
FURTHER OPPOSITION TO DEFENDANT X CORP.'S MOTION TO DISMISS**

Plaintiffs request leave to file the attached 5-page sur-reply to address several new matters raised in Defendant's 10-page reply. (Doc. 82). X's reply introduces several new cases and, Plaintiffs submit, confuses various issues. Plaintiffs intended to address these matters at the case management conference that has now been continued and believe that this short sur-reply will substantially assist the Court as it considers Defendant's motion.

Pursuant to Local Rule 7.01(a)(1), Plaintiffs' counsel has conferred with X's counsel and they take "no position" as to the relief requested.

Respectfully submitted,

Scott A. Zebrak (*pro hac vice*)  
Matthew J. Oppenheim (*pro hac vice*)  
Keith Howell (*pro hac vice*)  
Meredith Stewart (*pro hac vice*)  
OPPENHEIM +ZEBRAK, LLP  
4530 Wisconsin Ave., NW, 5<sup>th</sup> Floor  
Washington, DC 20016

s/ Steven A. Riley  
Steven A. Riley (No. 6258)  
John R. Jacobson (No. 14365)  
Tim Harvey, (No. 21509)  
Grace C. Peck (No. 38558)  
Riley & Jacobson, PLC  
1906 West End Avenue  
Nashville, TN 37203